

# PRESS RELEASE

**July 12, 2004**

## NIAGARA FALLS POLICE OFFICER JON SHUMWAY RECEIVES WESTERN NEW YORK REGIONAL COMPUTER FORENSIC LABORATORY (RCFL) AWARD

On July 12, 2004, top law enforcement officials, including **Unites Stated Attorney Michael A. Battle**, **New York Attorney General Eliot Spitzer**, and other representatives from federal, state and local governments recognized and presented Niagara Falls Police Office Jon Shumway with an award for outstanding service.

Whether battling drug trafficking, terrorism threats, or computer fraud, electronic evidence has become a major source of critical proof for the successful prosecution of all types of criminal activity in state and federal courts.

Beginning in 2001, with seed grants and donations form various agencies (including the New York State Department of Criminal Justice Services, the New York State Attorney General, then-U.S. Customs, Erie County Sheriff's Department, Amherst Police Department and Niagara Falls Police Department) and philanthropic entities (including the Erie County Law Enforcement Foundation), the RCFL has provided computer forensic analysis, and expert testimony, to all levels of law enforcement throughout New York State.

Attorney General Spitzer and U.S. Attorney Battle recognized and presented Niagara Falls Police Office Jon Shumway with an award for outstanding service. Officer Shumway, who first joined the RCFL in July 2001, has provided expert analysis of electronic evidence and definitive testimony in state and federal courts in major criminal prosecutions.

Officer Shumway, working from exact copies of the original storage media, uses specially created software to find evidence of criminal activity by individuals who often have no idea that such evidence still exists on their computers. Looking in "slack space, unallocated space" and recovering deleted files is routine for this veteran analyst.

In addition Officer Shumway is routinely called upon to detail his work and findings to a trial jury and subject himself to vigorous cross-examination by defense counsel. In a Federal Court trial In 2003, Officer Shumway provided critical evidence against Mark

Friedman where Friedman was charged (and ultimately convicted) with communicating and traveling interstate to have sex with a child. In March 2004, Officer Shumway provided a New York State jury with detailed evidence growing out of his analysis of computers seized from Howard Carmack who had been operating a computer spamming network out of his residence in Buffalo, New York. Carmack was convicted and was sentenced to a 3<sup>1/2</sup>-7 years term of imprisonment.

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